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## Reporting Category

Category	Subcategory	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
05A EXCESSIVE FORCE / ON DUTY - INJURY	-	NO ARREST	-	-	-	-	-

row(s) 1 - 1 of 1

Log No: 1046692 Type:CR

## Accused Members

Review	Name	Status	Accused Overall Finding	Recommended Penalty	No. of Days	Date/Time Served	Created Date	Complimentary History
<a href="#">View</a>	Unknown	CLOSED/FINAL	NOT SUSTAINED	-	-	-	05-JUL-2011	N/A
<a href="#">View</a>	GYRION, KEVIN	CLOSED/FINAL	UNFOUNDED	-	-	-	15-FEB-2013	N/A

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## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?
<a href="#">View</a>	1	FACE SHEET	N/A	-	-	WEBB, MAIRA	JUL-05-2011 10:58	-	-	-
<a href="#">View</a>	2	CONFLICT CERTIFICATION	N/A	-	-	DAVIS, LAKEISHA	FEB-06-2012 08:26	-	-	-
<a href="#">View</a>	3	CONFLICT CERTIFICATION	N/A	1	Sup. Lerner	DAVIS, LAKEISHA	JAN-15-2013 12:26	APPROVED	-	YES
<a href="#">View</a>	4	CONSENT FOR AUDIO RECORDED INTERVIEW	N/A	1	[REDACTED]	BROWN, DANITA	FEB-08-2012 10:10	APPROVED	-	YES
<a href="#">View</a>	5	AUDIO INTERVIEW	N/A	1	Complainant [REDACTED]	DAVIS, LAKEISHA	FEB-06-2012 08:57	APPROVED	-	YES
<a href="#">View</a>	6	SWORN AFFIDAVIT FROM COMPLAINANT	N/A	1	[REDACTED]	BROWN, DANITA	FEB-08-2012 10:11	APPROVED	-	YES
<a href="#">View</a>	7	TO/FROM REPORT	N/A	2	OUTLINE OF DIGITAL RECORDING FOR COMPLAINANT [REDACTED]	BROWN, DANITA	FEB-08-2012 10:11	APPROVED	-	YES
<a href="#">View</a>	8	TO/FROM REPORT	N/A	1	OBSERVATION OF INJURY	BROWN, DANITA	FEB-08-2012 10:12	APPROVED	-	YES
<a href="#">View</a>	9	WATCH COMMANDERS LOG	N/A	3	ALFRED NAGODE #66; UNIT 001; 1ST WATCH; 04-JUL-2011	BROWN, DANITA	FEB-08-2012 10:13	APPROVED	-	YES
	10	GPS DATA	N/A	7				APPROVED	-	YES

<a href="#">View</a>				LOC: [REDACTED]		BROWN, DANITA	FEB-08-2012 10:14		
<a href="#">View</a>	11	P.C.A.D. (PCAD) REPORTS	N/A	2	1118519939	-	BROWN, DANITA	FEB-08-2012 10:15	APPROVED - YES
<a href="#">View</a>	12	P.C.A.D. (PCAD) REPORTS	N/A	1	1118521158	-	BROWN, DANITA	FEB-08-2012 10:15	APPROVED - YES
<a href="#">View</a>	13	P.C.A.D. (PCAD) REPORTS	N/A	1	UNIT 120	-	BROWN, DANITA	FEB-08-2012 10:16	APPROVED - YES
<a href="#">View</a>	14	P.C.A.D. (PCAD) REPORTS	N/A	1	UNIT 133	-	BROWN, DANITA	FEB-08-2012 10:17	APPROVED - YES
<a href="#">View</a>	15	P.C.A.D. (PCAD) REPORTS	N/A	1	UNIT 199	-	BROWN, DANITA	FEB-08-2012 10:17	APPROVED - YES
<a href="#">View</a>	16	REPORT (OTHER)	N/A	1	CPD CLEARMAP BASEMAP	-	BROWN, DANITA	FEB-08-2012 10:18	APPROVED - YES
<a href="#">View</a>	17	ATTENDANCE AND ASSIGNMENT RECORD	N/A	1	ALFRED NAGODE #66; UNIT 001; BEAT# 199; 04-JUL-2011 TO 05-JUL-2011	-	BROWN, DANITA	FEB-08-2012 10:19	APPROVED - YES
<a href="#">View</a>	18	ATTENDANCE AND ASSIGNMENT RECORD	N/A	5	UNIT 001; 3RD WATCH; 04-JUL-2011	-	BROWN, DANITA	FEB-08-2012 10:20	APPROVED - YES
<a href="#">View</a>	19	REPORT (OTHER)	N/A	1	REQUEST FOR DIGITALLY RECORDED DATA	-	BROWN, DANITA	AUG-13-2012 11:16	APPROVED - YES
<a href="#">View</a>	20	REPORT (OTHER)	N/A	1	RESULTS FOR IN-CAR VIDEO SYSTEM REQUEST	-	BROWN, DANITA	AUG-13-2012 11:17	APPROVED - YES
<a href="#">View</a>	21	O.E.M.C. (OEMC) REQUEST/HOLD	N/A	1	RECORDED VOICE TRANSMISSIONS	-	BROWN, DANITA	AUG-13-2012 11:18	APPROVED - YES
<a href="#">View</a>	22	O.E.M.C. (OEMC) TRANSMISSIONS	N/A	1	-	YES	DAVIS, LAKEISHA	AUG-10-2012 13:44	APPROVED - YES
<a href="#">View</a>	23	O.E.M.C. (OEMC) TRANSMISSIONS	N/A	1	-	YES	DAVIS, LAKEISHA	AUG-10-2012 13:50	APPROVED - YES
<a href="#">View</a>	24	O.E.M.C. (OEMC) TRANSMISSIONS	N/A	1	-	YES	DAVIS, LAKEISHA	AUG-10-2012 13:51	APPROVED - YES
<a href="#">View</a>	25	TO/FROM REPORT	N/A	1	REQUEST FOR PRINTOUT OF LOG SCAN	-	BROWN, DANITA	NOV-21-2012 14:40	APPROVED - YES
<a href="#">View</a>	26	TO/FROM REPORT	N/A	1	REQUEST FOR PRINTOUT OF LOG SCAN	-	BROWN, DANITA	NOV-21-2012 14:41	APPROVED - YES
<a href="#">View</a>	27	TO/FROM REPORT	N/A	1	REQUEST FOR PRINTOUT OF LOG SCAN	-	BROWN, DANITA	NOV-21-2012 14:42	APPROVED - YES
<a href="#">View</a>	28	CONTACT CARD	N/A	1	SEARCH RESULTS	-	BROWN, DANITA	NOV-21-2012 14:42	APPROVED - YES
<a href="#">View</a>	29	TO/FROM REPORT	N/A	3	SUMMARIZATION OF DIGITAL RECORDING OF INTERVIEW OF THE COMPLAINANT, [REDACTED]	-	BROWN, DANITA	NOV-21-2012 14:43	APPROVED - YES

<a href="#">View</a>	30	TO/FROM REPORT	N/A	5	OEMC SUMMARY -		BROWN, DANITA	NOV-21-2012 14:44	APPROVED -	YES
<a href="#">View</a>	31	ADDITIONAL INFORMATION	N/A	1	Attempt to identify Accused Officers	YES	DAVIS, LAKEISHA	JAN-15-2013 12:27	APPROVED -	YES
<a href="#">View</a>	32	REPORT (OTHER)	N/A	1	Log Scan results	YES	DAVIS, LAKEISHA	JAN-15-2013 12:27	APPROVED -	YES
<a href="#">View</a>	33	CONFLICT CERTIFICATION	N/A	1	Sup. Daun	YES	DAVIS, LAKEISHA	JAN-15-2013 12:28	APPROVED -	YES
<a href="#">View</a>	34	INVESTIGATOR CASE LOG	N/A	2	-	YES	DAVIS, LAKEISHA	JAN-15-2013 12:28	APPROVED -	YES
<a href="#">View</a>	-	SUMMARY REPORT DIGEST	N/A	6	-	NO	DAUN, SHERRY	FEB-15-2013 15:51	APPROVED -	YES

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### Internal Use Only

No Internal Use Only attachments available.

### Print Accused Appeal Forms

No Accused Appeal forms available for this Log No.

### Related Incidents

 **TIP** Related Incidents listed below are for reference only. These may be viewed using the related application search screens.

No Related Incidents associated with this Log No.

### Status History

 **TIP** Every employee included in the Status History is subject to be called for legal or administrative proceedings.

Resulting Status	Status Date/Time	Created By	Position	Employee No.	Assigned/ Detailed Unit	Comments
CLOSED/FINAL	29-JUL-2013 13:17	MCGHEE, CYNTHIA	CLERK 3	██████	113 / -	-
PENDING IMPLEMENT ACTION	18-MAY-2013 22:09	JOHNSON, EDDIE	DEP CHIEF	██████	142 / 211	-
PENDING COMMAND CHANNEL REVIEW	06-MAY-2013 10:16	NAGODE, ALFRED	COMMANDER	██████	001 / -	-
PENDING COMMAND CHANNEL REVIEW	25-FEB-2013 13:30	SUSNIS, MAUREEN	SERGEANT OF POLICE	██████	114 / 121	-
PENDING ADVOCATE REVIEW	25-FEB-2013 10:55	SANCHEZ, NELLY	POLICE OFFICER	██████	121 / -	-
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	22-FEB-2013 11:28	MCGHEE, CYNTHIA	CLERK 3	██████	113 / -	-
CLOSED AT I.P.R.A.	22-FEB-2013 11:26	MCGHEE, CYNTHIA	CLERK 3	██████	113 / -	-
PENDING REVIEW INCIDENT (I.P.R.A. USE ONLY)	15-FEB-2013 15:58	DAUN, SHERRY	SUPERVISING INV IPRA	██████	113 / -	-
PENDING INVESTIGATIVE REVIEW	15-FEB-2013 15:43	DAVIS, LAKEISHA	INVESTIGATOR 2 IPRA	██████	113 / -	-
PENDING INVESTIGATION	15-FEB-2013 13:03	DAUN, SHERRY	SUPERVISING INV IPRA	██████	113 / -	-
PENDING INVESTIGATIVE REVIEW	31-JAN-2013 10:16	DAVIS, LAKEISHA	INVESTIGATOR 2 IPRA	██████	113 / -	-

PENDING INVESTIGATION	07-JUL-2011 15:41	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING ASSIGN INVESTIGATOR	06-JUL-2011 14:55	STOUTENBOROUGH, ANDREA	SUPERVISING INV IPRA		113 / -	Type Changed from INFO to CR on 06-JUL-2011 14:55 by STOUTENBOROUGH, ANDREA Affidavit information for this Log Number has changed on 06-JUL-2011 14:55 by STOUTENBOROUGH, ANDREA
PENDING ASSIGN TEAM	06-JUL-2011 07:09	QUERFURTH, PATRICK	SUPERVISING INV IPRA		113 / -	-
PENDING SUPERVISOR REVIEW	05-JUL-2011 17:35	WEBB, MAIRA	INVESTIGATOR 2 IPRA		113 / -	-
PRELIMINARY	05-JUL-2011 10:58	WEBB, MAIRA	INVESTIGATOR 2 IPRA		113 / -	-

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### Command Channel Reviewers

Accused Name	Sequence No.	Reviewer
GYRION, KEVIN	1	NAGODE, ALFRED
GYRION, KEVIN	2	JOHNSON, EDDIE

row(s) 1 - 2 of 2

# SUMMARY REPORT DIGEST

## CHICAGO POLICE DEPARTMENT

LOG NO

1046692

TYPE

CR

DATE OF REPORT

15-FEB-2013

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

TO: CHIEF ADMINISTRATOR, INDEPENDENT POLICE REVIEW AUTHORITY

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
DAVIS, LAKEISHA	9182			113	

REFERENCE NOS.(LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 500 E. SOLIDARITY DR, CHICAGO, IL 60605	DATE / TIME: 04-JUL-2011 21:07	BEAT: 133
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### ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
UNKNOWN						/			YES	UNK
GYRION, KEVIN F	9171	1838		001		M / WHI	1963	13-APR-1987	YES	YES

### REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
		CHICAGO, IL		M / WWH	1980 / 32

### VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
		CHICAGO, IL		M / WWH	1980 / 32

### WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
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\* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

### ALLEGATIONS

See Report

## SUMMARY

See Report

## ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER 1, 5, 7, 29, 30	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER: 11 - 15, 22 - 24, 30, 31	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE: 34
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## FINDINGS - RECOMMENDATIONS

Accused #1:  
Allegations #1 - 12:

Unidentified Officer  
Not Sustained

Accused #2:  
Allegation #1:

Sgt. Kevin Gyrion, #1838  
Unfounded

  
IPRA Supervisor

#26

DATE INITIATED  
(Date incident was received for investigation)

07-JUL-2011

DATE COMPLETED (Date of this report)

15-FEB-2013

ELAPSED TIME  
(Total time expressed in days)

589

Investigator will initiate the Command Channel Review form by  
completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE  


IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

**ALLEGATIONS:**

On 05 July 2011, the complainant [REDACTED], telephoned the Independent Police Review Authority and registered a complaint with Inv. Maira Webb. It is alleged that on 04 July 2011, at approximately 2130 hours, in the vicinity of 500 E. Solidarity Drive, an unidentified officer 1) grabbed [REDACTED] by the collar of his shirt, 2) pulled and pushed [REDACTED] against an unmarked squad car, 3) called [REDACTED] derogatory names, 4) punched [REDACTED] on the side of his body, 5) spat on [REDACTED]' face, 6) referred to [REDACTED] as a "Fucking Mexican," 7) referred to [REDACTED] as a, "Motherfucker," 8) referred to [REDACTED] as a "Wet back," 9) refused to look at [REDACTED]' vendor's permit, 10) took [REDACTED]' popsicles and threw them in the garbage, 11) threatened [REDACTED] with immigration to Mexico and 12) directed profanities.

It is also alleged that on the same date, approximate time and location, Sgt. Kevin Gyrion, #1838; 1) failed to respond to the scene after [REDACTED] called 911.

**INVESTIGATION:**

In his statement to IPRA on 05 July 2011, Complainant [REDACTED]<sup>1</sup> related that on the date of the incident, he parked his vehicle near the aquarium and proceeded to walk towards the lakefront with his popsicle/ice cream bar cart. [REDACTED] stated that as he walked towards the lakefront he was stopped by an officer who told him that he could not sell his popsicles in the area. [REDACTED] explained to the officer that he had a permit to sell his popsicles along the lakefront, which is where he was headed. [REDACTED] related that the officer told him that it was okay and allowed him to proceed towards the lakefront.

[REDACTED] related that upon his return to pick up his vehicle he observed two police vehicles and he continued to walk because he was not doing anything wrong. Subsequently, he felt someone pull him extremely hard by the back of his shirt collar and stated in Spanish, "What are you doing here wetback?" [REDACTED] stated that there were two other officers present and one officer tried to intervene by informing the accused officer, in English, that [REDACTED] had a Chicago Park District permit on his popsicle cart.

[REDACTED] reported that the accused officer stated to him, "Do you understand me wetback?" [REDACTED] stated that the accused officer spat at him every time he spoke to him, pulled him by the collar, punched him twice on the left side of his stomach, slammed him on the police vehicle, searched his vehicle, searched his pockets, took the contents of his pockets and put them on the vehicle, and took the popsicles in the cart and dumped them in the trash can.

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<sup>1</sup> Statement of [REDACTED] was conducted in the Spanish language by Inv. Maira Webb. The Statement was summarized by Spanish speaking Inv. Maira Webb and Spanish speaking Inv. Chantall Morley.

██████████ related that the accused officer made several derogatory comments to him, attempting to provoke him. ██████████ stated that he tried to show the accused officer his permit during the course of the incident. ██████████ reported that the accused officer told him that he was going to send him to immigration and he was going to be sent back to Mexico. ██████████ related that the accused officer referred to him as a "bitch," "motherfucker," "wetback," and stated "fuck you." The accused officer said other words in the English language that ██████████ did not understand. ██████████ stated that he sustained soreness about his neck and stomach area. ██████████ did not obtain any medical treatment.

██████████ stated that he called 911 several times to request a supervisor. ██████████ related that the dispatcher told him to proceed to Roosevelt and Lakeshore Drive and he told the dispatcher that he was afraid of encountering the accused officer. ██████████ related that when he called 911 the second time he informed the dispatcher that he was hiding near Solider Field on Museum Campus Drive. ██████████ stated that the dispatcher told him that she would send a supervisor but was not sure how long it would take for a supervisor to arrive due to it being the 4<sup>th</sup> of July. ██████████ related that the supervisor never arrived and he left the area near Soldier Field.

██████████ described the accused as a white male uniformed officer, tall in height, thin build, possible grey eyes, brown hair, light mustache, thin nose and mid-to-late 40 years of age. ██████████ related that the accused officer wore a white shirt under a black vest and eye glasses. ██████████ described the witness officers as white males wearing blue shirts. One of the witness officers was further described as having short hair, no facial hair, shorter than the accused officer and early-to-mid 30 years of age. ██████████ also described the police vehicle as being dark in color, possibly grey or black with a license plate begin with "150." (Atts. #5, 7, 29)

The area of the alleged incident was not conducive to a canvass.

A search via **Log Scan** and **Field Contact Card** was conducted with negative results. (Atts. #28, 32)

The **Watch Commander Logs (District 001)** for 04 July 2011, 3<sup>rd</sup> Watch, do not identify any units assigned to the area of the alleged incident. (Att. #9)

According to the **GPS Data** time stamped for 04 July 2011, 2130 – 2230 hours, for 1542 S. Museum Campus Drive and 1410 S. Museum Campus Drive, there were marked Chicago Police vehicles traveling through the area. According to the GPS Data none of the vehicles stopped at the located of the alleged incident during the time frames or for an extensive about of time. (Att. #10)

According to the **OEMC Event Query and Transmission**, ██████████ called 911 several times. ██████████ called 911 at 2200 hours and requested a supervisor.



According to the **Attendance and Assignment Sheets** for 001<sup>st</sup> District, 003<sup>rd</sup> Watch, on 04 July 2011, Sgt. Kevin Gyrion, #1838, was assigned to Beat 120. (Att. #18)

<b>Accused #1:</b>	<b>Unidentified Officer</b>
<b>Allegations #1 – 12:</b>	<b>No Sustained</b>

<b>Accused #2:</b>	<b>Sgt. Kevin Gyrion, #1838</b>
<b>Allegation #1:</b>	<b>Unfounded</b>

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██████ was hiding, Sgt. Gyrion could not locate him. Therefore, based on the available evidence the R/I recommends that the allegation against Sgt. Gyrion be, Unfounded, according to SO 08-01-03, Section II, C, 10, without obtaining any reports from the involved member.